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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOHN ARMSTRONG, et al.,
Plaintiffs,
v.
ARNOLD SCHWARZENEGGER, et al.,
Defendants.

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) Case No. C 94 2307 CW
)
) **ORDER CONFIRMING UNDISPUTED**
) **CALIFORNIA DEPARTMENT OF**
) **CORRECTIONS AND REHABILITATION,**
) **ADULT OPERATIONS AND ADULT**
) **PROGRAMS ATTORNEYS' FEES AND**
) **COSTS ON THE THIRD QUARTERLY**
) **STATEMENT OF 2007**

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15 On March 26, 1997, the District Court established procedures by which plaintiffs are to
16 collect periodic attorneys' fees and costs in this case in connection with their work monitoring
17 defendants' compliance with the Court's Orders and collecting fees.

18 Pursuant to these procedures, plaintiffs overnight delivered their Third Quarterly Statement
19 for 2007 to defendants on November 15, 2007. Defendants submitted their objections to plaintiffs'
20 statement on December 26, 2007. The parties completed their meet and confer on January 16,
21 2008, and reached an agreement, as reflected in Exhibit A.

22 Defendants do not dispute the balance of \$681,535.89 in fees and expenses for monitoring
23 and fee collection activities in the California Department of Corrections and Rehabilitation, Adult
24 Operations and Adult Programs (hereafter CDCR/AOAP)¹ portion of the case for the Third
25

26
27 ¹ The former California Department of Corrections (CDC) was part of a state government
28 reorganization in July 2005, and is now known as California Department of Corrections and
Rehabilitation, Adult Operations and Adult Programs (CDCR/AOAP).

Quarterly Statement for 2007, which will become due and owing forty-five days from the entry of this Order. Interest on these fees and costs will run from the date this Order is entered, accruing at the rate provided by 28 U.S.C. § 1961.

The parties were not able to agree on \$8,089.50, which remains in dispute. The parties agree to the total payment of \$681,535.89 in undisputed fees and costs for the Third Quarter of 2007. Attached hereto as Exhibit A is a chart setting forth the balance due.

WHEREFORE, IT IS CONFIRMED that \$681,535.89 becomes collectable and legal interest begins accruing on such sum as of the date this Order is entered.

IT IS SO ORDERED.

1/30/08

Dated: _____



Claudia Wilken
United States District Judge

APPROVED AS TO FORM:

Dated: 01/28/08

/S/ Jennifer J. Nygaard
Jennifer J. Nygaard
Deputy Attorney General
Attorneys for Defendants

Dated: 01/28/08

/S/ Gay C. Grunfeld
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Rosen, Bien & Galvan, LLP
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